IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE J.M.JAMES

TUESDAY, THE 7TH NOVEMBER 2006 / 16TH KARTHIKA 1928

Bail Appl..No. 6505 of 2006

CRIME NO.227/2006 OF ALAKODE POLICE STATION

PETITIONER/ACCUSED

AYITHAMATTATHIL BIJU,
S/O.JOSEPH, (COOLIE WORKER), MUKKADA,
KARTHIKAPURAM POST, VELLAD AMSOM,
NADUVIL DESAM, THALIPARAMBA TALUK, KANNUR.

BY ADV. SRI.PROMY KAPRAKKATT
SRI.K.N.ABHILASH

RESPONDENTS: COMPLAINANT AND STATE

THE STATE OF KERALA,
REP. BY THE SUB INSPECTOR OF POLICE,
ALAKODE POLICE STATION, (THROUGH THE PUBLIC
PROSECUTOR OF HONOURABLE KERALA HIGH COURT,
ERNAKULAM).

BY PUBLIC PROSECUTOR JAI GEORGE

THIS BAIL APPLICATION HAVING COME UP FOR ADMISSION ON 07/11/2006, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

J.M.JAMES, J.

B.A. 6505/2006

DATED THIS THE 7TH DAY OF NOVEMBER, 2006

O R D E R

The petitioner is before this Court praying for a pre-arrest order, as he apprehends arrest in crime No.227/2006 of Alakode Police Station, for the offence punishable under Section 326 IPC.

2. The prosecution alleges that the petitioner had assaulted the defacto complainant with a stone and caused fracture on the second meta carpel bone of the left hand, on 13.9.2006.

3. After hearing both sides and considering the materials that are placed before me, I direct the petitioner to surrender before the Investigating Officer of Alakode Police Station, on 13.11.2006 at 10.00 a.m.

4. The Investigating Officer shall interrogate the petitioner and thereafter, produce him before the Court below, according to the law.

5. The learned Magistrate, on production of the

petitioner, accused, shall allow him to be on bail, imposing such conditions, as are deemed necessary.

The application is disposed of as above.

J.M.JAMES
JUDGE

mrcs